

TAKE TESTIMONY ABOUT BOUNDARY

Supreme Court Commissioners Getting Evidence on State's Dispute.

The taking of testimony for the United States supreme court in the Texas-New Mexico boundary case was resumed Wednesday morning in the office of Turney and Ilgen. Present at the hearing were attorney general Frank W. Clancy of New Mexico; Charles L. Taylor, of Austin, assistant attorney general of Texas; H. B. Baker, of Las Cruces, and Charles G. Robey, of Greenville, Texas. The last two day commissioners appointed by the supreme court to take the testimony in the boundary dispute.

The commissioners assert that the time the taking of testimony will take up cannot be predicted. When the hearing is completed, the evidence will be published in book form, and will be submitted to the supreme court of the United States for a decision.

The state of New Mexico is plaintiff in the case, which was filed about two years ago. It is asserted that the boundary between the two states fixed by the bed of the Rio Grande river north of El Paso has changed with the change of the bed of the stream since it was established in 1848.

During the taking of testimony in the last two years, many octogenarians and nonagenarians have testified. Commissioners at one time journeyed to St. Louis to take the testimony of an aged man who formerly lived in the El Paso valley.

Puritanic Sermon, Old Hymns and the Like to Feature Unique Service

An old fashioned Thanksgiving service, featured by old hymns, will be conducted at the First Presbyterian church Sunday night by the men's club of that congregation. This was decided at a meeting of the club Tuesday night, presided over by Norman Walker.

Rev. C. L. Overstreet will deliver a sermon along the old Puritanic line, while the choir, headed by James Dick, will render old time songs. The church will be decorated with pumpkins and the like. The older men will serve as ushers.

This will be one of a series of Sunday night services decided on by the club. One for soldiers will be given shortly.

H. B. Durkin, secretary of the Y. M. C. A., spoke at the meeting Tuesday night, suggesting activities for the club. Dr. D. W. Jeweller, and Mr. Overstreet also made talks. The women of the congregation served a supper to the men's club just before the meeting.

NOTHING IN WORLD LIKE THIS LIQUID

Nine Out of Every Ten May Be Helped By Natural Vitalitas.

Many theories about Vitalitas have been advanced by science. Tests in thousands of cases have proven beyond question its remarkable value in the treatment of various ailments and as a general corrective. Now the attention is made that nine out of every ten people may be helped by its use. This is based upon the claim that three fourths of human ailments are the result of auto-intoxication or self poisoning, which engenders stomach disorders, rheumatism, biliousness, indigestion and various organic troubles. Vitalitas, which is a natural combination of chemical minerals, helps to free the system from impurities, to dissolve and eliminate toxic poisons generally and thus results in vigor to the entire body.

Vitalitas is especially effective for many chronic disorders that ordinary medicines do not reach. It adds mineral strength to the nerves, blood, bone and tissues. Reports show large numbers of people are finding relief and cure in its use where all else has failed. Do not despair if you have not tried Vitalitas. Make it a point to see the demonstration and sample it free at Kelly & Pollard's Drug Store. Also sold by Taylor's Drug Store, Las Cruces; Columbia Drug Store, Columbus; Douglas Drug Store, Douglas; and Binbee Drug Store, Big Bend—Adv.



BEAUTY IS LIVER DEEP

Good health, cheerful disposition, clear complexion depend upon an active liver.

Tutti's Pills

Popular since Grandma was a girl. Keep your liver right and most of your troubles will never happen.

U. S. GOVERNMENT buys Stearn's Electric Paste

To Kill RATS, MICE AND COCKROACHES
Housekeepers Should Use It
SOLD EVERYWHERE—25c and \$1.00

U. S. COURT SAYS IT IS UNCONSTITUTIONAL; GOES TO U. S. SUPREME COURT

(Continued From Page 1.)

would settle definitely the question for the whole country.

"The motion to dismiss the case here, however, if it is decided, will result promptly in a final decree from which an appeal will be taken to the supreme court."

Haste Is Not Agreed.

"The assistance of this court has been invoked to facilitate a final and authoritative determination of the constitutional question. The case was presented but Tuesday, and a decision is expected today. It is far from being an agreeable duty for a judge to record a judicial conclusion without the care and deliberation essential to a conviction that he would stand to in every circumstance. Upon the merits of a case the government neither asks nor receives from a court greater consideration than is required by its settled rules and presumptions of law, but a request by the department of justice to aid the progress of a case consistently with the rights of every one cannot be declined; certainly not for personal considerations."

Believes Law Can't Be Sustained.

"Upon a consideration of the Adamson law and of what is said of its practical effect and what was intended to be accomplished by it, the judgment is that, as the court construes the terms of the law, it cannot be sustained. Since both parties have said they would not plead further, whatever the action might be, a decree will be entered for the plaintiff, feeling that the defendant prays and is allowed an appeal in an open court."

"The case in which the plaintiffs were appointed receivers is in charge of the judge who is acting here. An order will be entered in that case directing plaintiffs and their counsel to cooperate with the department of justice in locating the assets in the supreme court December 4, next, and in then moving for the advancement thereof for such early hearing as that court may find it consistent to grant; also to invite counsel for all railroad companies and other similarly interested in the question involved to participate in the presentation of the motion to advance and in the arguments on the merits as fully as though their clients were parties to this litigation."

Decree Is Inconclusive.

"Though the decree of the court in the case here will be final in form, yet, because of the exceptional circumstances, the plaintiffs will be directed to keep their accounts and be prepared promptly to pay their employees on the basis of the Adamson law, should the decree be not sustained."

Turning On Of Lights In Church Causes The Sending In Of Alarm

Two snappers to alarms of fire, that could have been easily avoided on investigation was made by the Central department over wet, slippery streets within the hour Tuesday evening. Each time the department had a miraculous escape from a serious accident, and on arriving at the scene of the supposed fire, found that there was really no blaze at all, the alarm having been turned in by some imaginative person whose first impulse on seeing a light was apparently to turn in an alarm.

The sudden switching on of lights in the St. Clement's Episcopal church, at Campbell and Myrtle, caused the first alarm to be turned in, Tuesday evening about 7 o'clock.

Smoke arising from a controler's box of a Smelter car caused a run by the department Tuesday night at 12 o'clock, and the loss of sleep of many guests at the Sheldon hotel. The making this run, the big truck attached to the Central department nearly had an accident while negotiating a turn at Oregon and Overland streets.

Early Wednesday morning a smoky furnace in the basement of the Fisher hotel caused an alarm. The cause of the smoke was due to the turning of the wrong valve on the furnace.

Explosion of a pan of gasoline in a garage owned by C. W. Switzer, 31st Pers. street, caused an alarm. The alarm was turned in Wednesday morning at 5:30 o'clock. No damage was done.

RECKLESS MOTORIST HITS BRAZER'S TOURING CAR

Driving at a high rate of speed, a reckless motorist Tuesday night crashed into a touring car driven by S. L. Brazier, in Richmond Terrace, serious damage being done. The car was reported to the police Wednesday morning by Mr. Brazier and efforts are being made to locate the driver of the automobile. He will be held responsible for the damage.

According to the statement of Mr. Brazier, he was driving in Richmond Terrace at a medium speed when the other car approached at high speed, and, unable to negotiate a turn, crashed into his automobile.

He could not ascertain the number of the other car, due to the darkness. Orders have been issued to the police officers to arrest the driver of the other machine, if possible, as police chief E. J. Zabala has determined to put a stop to reckless driving.

MEXICAN BEING HELD IN MARTIN HOLIDAY CASE

Angel Estabillo, a Mexican who has resided in El Paso for a number of years, was arrested by city detective Juan Franco, Wednesday morning, and is being held at the police station pending the investigation of the holdup of Francisco Martinez, several days ago. Estabillo, according to a statement of Martinez, Wednesday morning, fits the description of the man who robbed him of \$25 in the lower part of the city. Estabillo is said to be under a four year suspended sentence in the 34th district court for alleged theft.

DR. LOWELL'S WILL LEAVES HIS FORTUNE TO WIDOW

Flagstaff, Ariz., Nov. 22.—Dr. Lawrence Lowell, astronomer, who died here recently, in bequeathed \$175,000 and an annual income, estimated to be in excess of \$60,000, by the terms of Dr. Lowell's will filed in the superior court here today.

Lowell's observatory is to be supported out of a fund to be held in trust by Wm. Lowell Putnam, the astronomer's brother-in-law.

CHAMBER OF COMMERCE LIVING ACTIVITIES

Chamber of commerce officials were busy Tuesday preparing a report of the chamber's activities for the chamber of commerce of the United States, Washington, D. C., which annually holds the activities of 800 chambers. The Washington body, which is the largest of its kind in the world, will hold its annual convention in Washington, Jan. 31 to Feb. 2. A number of El Pasoans are expected to attend.

CONTINUE LITTLETON CASE

The preliminary hearing of Jack Littleton, charged with having morphine and cocaine in his possession, which was to have been held before United States commissioner Samuel I. Kelly Wednesday morning, has been continued until November 29, upon request of attorneys for each side.

For Special Social Occasions.

We offer a special Limousine and Automobile Service for occasions that require the best. Tel. Three-500. City Service Company. Autos—Baggage—Taxis—Adv.

ENTRANCES TO NEW ANNEX, ON SAN ANTONIO ST., MESA AVE., AND THRU EL PASO PLANO CO., AT 208 TEXAS STREET.

The Popular

Send Us Your Mail Orders

Cor. Mesa Avenue and San Antonio St.

Private Branch Exchange 3300

Phone Orders Promptly Filled

Christmas Planning

IS CHRISTMAS worth while? Is it worth the trouble, the worry, the cost? "Don't dare to ask me that question," said the man who had been round the world in quest of happiness. "There is nothing like the Christmas we used to have in the old home—I can smell the tree now, and the cakes. I can see the happy kiddies. Is Christmas worth while? Come and see me this year—at my brother's house. I'm an old bachelor, but there's a pack of children there and I'm to be Santa Claus."

Have you begun your Christmas planning yet?

Fisk, Gage Brothers, And Rawak Hats, \$2.95, \$5, \$7.50 \$10

Worth a Great Deal More

ALL are of Imported Materials, such as Lyons and French Velvets, Panné Velvets, Satins, Zibelines, Hatters' Plush, Taffetas, Velours, Gold and Silver Lace.

The fact that they are the original creation from the Fisk, Rawak and Gage workrooms—the beautiful Model Hats from which are copied millinery for a most exacting custom—leaves little more to be added—after an announcement of their disposal at \$2.95, \$5.00, \$7.50 and \$10.00.



This sensational offer crowded our Sixth Floor Millinery Shop yesterday in spite of the inclement weather. Shrewd shoppers will again be here early tomorrow, choosing from this collection. The styles are as follows:

Great Picturesque Affairs For Dinner Wear.
Distinctive Tailored Hats For Suit Wear.
More Dignified Hats For The Matron.
Embroidered Hats For Sports Wear.
Banded Hats For The School Miss.
Smaller Elaborate Hats For Tea, Dance or Evening Wear.
Exquisite Fur Trimmed Hats.
Stunning Gold and Silver Lace Hats.

The trimmings employ fashionable high-grade novelties, of gold, antique silver, beaded ornaments, breast feathers, ostrich tips and fancies, gold and silver lace, tulle, flowers, ribbons, etc. There is every color that is fashionable—for these models have themselves decreed the fashion. There is, of course, plenty of black hats.

—(Sixth Floor)

In The Girls' Store

NEW PARTY AND DANCE FROCKS—For girls and misses. Sizes 10 to 16. Fashioned in beautiful nets, taffetas and charmeuse; also chiffons, nets and laces combined with silks. Suitable for evening wear. Special, at \$25.00 and \$16.50

SERGE DRESSES FOR GIRLS, JUNIORS AND GIRLS OF INTERMEDIATE SIZES—8 to 16 years. Truly wonderful styles, fashioned in softest quality of all wool French serge, with raised waist line and belted effects, showing many touches of hand work in high colorings. Special, at \$19.50, \$15.00 and \$12.50

A Great Sale Of Women's Blanket Robes, On The Mezzanine Floor

\$2.95

THOUGH entirely of cotton these Blanket Robes differ from ordinary cotton blankets as silk differs from Burlap. Until you actually see and feel them, you can't begin to imagine how soft, warm and beautiful they are. Hygienic, unshrinkable Blanket Robes have brought joy to thousands of women all over the world.

They are here in a host of charming colors and patterns and will give you great comfort in the privacy of your home. These values at \$2.95 are positively matchless.

Women's Blanket Robes On Fifth Floor, At \$4.95

THEY are beyond doubt the handsomest in design and best in quality for the money, of any in America; patterns and colorings are all that's desirable in Blanket Robes.

Fashioned of clean, long staple cotton, given a special process, the advantages of wool—yet are even more sanitary and delightful.

These new styles, with shawl and sailor collars, trimmed in braids and satin, and having cords and tassels are being received enthusiastically. Come tomorrow while the opportunity is yours. The price of \$4.95 makes them more attractive.

—(Fifth Floor)

The Popular DRY GOODS CO. INC.

Thanksgiving Sales Extraordinary Of Coats, Suits & Dresses

SPLENDIDLY ready in the fashion sections with attractive varieties of ultra smart and serviceable garments of every description.

Group after group of charmingly designed dresses, suits and coats—modes to delight and satisfy the most discriminating.

Not the productions of one, two or any half dozen makers, but a big, broad and liberal presentation, embracing the best from leading concerns.

And while you are getting absolutely the last word in style, material of superior quality and perfect workmanship, there is a worth-while saving on every purchase.

260 Smart Winter Coats For Your Choosing, At \$25

EVERY style, every desirable fabric—coats for afternoon, for morning, for travel, for sports or for motoring—the greatest assortment of coats in El Paso and values that are matchless. This group at \$25 comprises beautiful styles of Wool Velour, in navy, taupe, brown, burgundy, green and black. Lined throughout with fancy Pussy Willow Silk. Collars are Cape styles; many coats are in belted effects and are button trimmed. Then you will find coats of novelty woollens, imported mixtures and plaids, in almost every length and fashion that is desirable for winter wear. In a word, it is a selection of coats that you will not find duplicated for many a day, nor are better values possible, at \$25.00 each.



The Greatest Suit Sale Of The Year

WITH all candor and firmness we make such an assertion—the greatest suit sale of the year at "The Popular" and in El Paso. And manufacturers of Eastern fame have made possible this wonderful news of savings. Ten great lots, each surprising in variety of material, style and colors it affords for your selection.

\$15.00 Tailored Suits \$12.50
\$19.50 and \$22.50 Suits \$15.00
\$25.00 Tailored Suits \$19.50
\$29.50 and \$37.50 Suits \$25.00
\$39.50 and \$44.50 Suits \$29.50
\$49.50 Tailored Suits \$39.50
\$54.50 and \$59.50 Suits \$47.50
\$64.50 and \$69.50 Suits \$56.50
\$74.50 and \$84.50 Suits \$64.50
\$89.50 and \$97.50 Suits \$74.50

—(Fifth Floor)

Silken & Philippine Undergarments

CREPE DE CHINE PETTICOATS—Made in good quality silk crepe de chine, combined with shadow and Filet laces; hand made flowers trimming the flounce. They come in white and pink, for evening wear. \$3.95

Special, at CREPE DE CHINE GOWNS FOR MISSES AND WOMEN—Showing beautiful lace trimmed and Tailored styles, in Pink or White. Each cut full, in sizes 36 to 44. \$4.95

Special, at CAMISOLES—Lace trimmed, or Tailored style; also pretty Cap sleeve styles. Pink or White. Sizes 36 to 44. Special, at \$1.00

CREPE DE CHINE ENVELOPE CHEMISE—For Misses and Women. White or Pink Crepe de Chine, combined with filet lace edges, and hand forming Camisole tops. Sizes 36 to 44. \$2.95

Special, at HAND EMBROIDERED COWNS—Showing a wonderful range of beautiful Philippine designs, worked on soft finish lingerie cloths and nainsooks. Sizes 34 to 44. Special, at \$2.95

—(Fourth Floor)

Attractively Priced Stylish Dresses

PRESENTING the most fashionable models of the day and the best values possible to obtain in highest class dresses for all occasions.

Evening Gowns, Dance Frocks, Afternoon Gowns, Trotteur Frocks, Coat Dresses, all kinds of Silk Dresses and other delightful fashions that are direct copies and adaptations of the very last "originals" to arrive from abroad.

Reproductions of the cleverest creations by leading European designers. Developed in the choicest fabrics. The Vogue for the Dress and the one-piece Suit is now at flood tide and nowhere will you find it so brilliantly exemplified as at "The Popular."

Sizes for both women and misses.

Evening And Dance Frocks

\$15.00 Evening Dresses \$12.50
\$19.50 Evening Dresses \$15.00
\$25.00 and \$29.50 Dresses \$19.50
\$34.50 and \$39.50 Dresses \$27.50
\$44.50 and \$49.50 Dresses \$39.50
\$54.50 and \$59.50 Dresses \$47.50
\$64.50 and \$69.50 Dresses \$56.50
\$74.50 and \$84.50 Dresses \$64.50
\$89.50 and \$97.50 Dresses \$74.50

—(Fifth Floor)

Dresses For Street & Afternoon Wear

\$19.50 and \$22.50 Dresses, at \$15.00
\$25.00 and \$29.50 Dresses, at \$19.50
\$34.50 and \$37.50 Dresses, at \$25.00
\$39.50 and \$44.50 Dresses, at \$29.50
\$49.50 Dresses, at only \$39.50
\$54.50 and \$59.50 Dresses, at \$47.50
\$64.50 and \$69.50 Dresses, at \$56.50
\$74.50 and \$84.50 Dresses, at \$64.50
\$89.50 and \$97.50 Dresses, at \$74.50

—(Fifth Floor)

A New Overcoat

OF course you're going to have a new overcoat this season, and naturally you want the best coat your money will buy.

You'll look for style, for warm, long wearing fabrics; also if you're wise, you'll look for tailoring that insures a perfect fit and lasting service.

Hart Schaffner & Marx, Rogers Peet, The House of Kuppenheimer And "Fitform" Overcoats

—are the result of many years of experience in the handling of the finest fabrics, in expert tailoring, in serving the public satisfactorily.

That's why they're here, and why this store is known as the home of greater values.

\$20, \$25, \$30, \$35 Other Makes \$15 Up

COMPLETE LINES OF SHEEPSKIN LINED COATS, SWEATERS, MACKINAWs, HATS, CAPS, SHOES, BATH ROBES, AND MEN'S FURNISHINGS.

